

STEPTOE & JOHNSON ^{LLP}
ATTORNEYS AT LAW

Philip Malet
202.429.6239
pmalet@steptoe.com

1330 Connecticut Avenue, NW
Washington, DC 20036-1795
Tel 202.429.3000
Fax 202.429.3902
steptoe.com

July 16, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

**Re: Notice of Ex Parte Presentation
In the Matter of IP-Enable Services, WC Docket No. 04-36**

Dear Ms. Dortch:

On July 15, 2004, representatives of Nuvio Corporation (“Nuvio”) met with members of the Commission staff to address certain issues raised in the above-referenced proceeding. The participants in the meeting included: Jason Talley, Noah Wood and Curt Moore of Nuvio; Carlos Nalda, Steptoe & Johnson; and Russell Hanser, Tom Navin, Terri Natoli, Darryl Cooper, Marcus Maher, Christi Shewman, Ashley Natoli and Nazar Khadorovsky of the Wireline Competition Bureau.

The primary purpose of the meeting was to address certain issues raised in Nuvio’s comments and reply comments in this proceeding, and to provide a technical demonstration regarding the ease with which voice over Internet Protocol (“VoIP”) and other IP-enabled services can be subjected to intentional degradation by broadband access providers.

Any questions regarding this matter may be directed to the undersigned.

Respectfully submitted,
s/ Philip L. Malet
Philip L. Malet
Carlos M. Nalda
Counsel to Nuvio Corporation

cc: Russell Hanser
Tom Navin
Terri Natoli
Darryl Cooper
Marcus Maher
Christi Shewman
Ashley Natoli
Nazar Khadorovsky